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Attorneys for Plaintiffs

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

JOHN GURNER and MICHELLE
GURNER, husband and wife; CLAIRE
GURNER; and CAMERON GURNER,

Plaintiffs,

vs.

AMERICAN FAMILY MUTUAL
INSURANCE COMPANY, a Wisconsin
company,

Defendant.

Case No. 3:24-cv-00158-LRH-CSD

**ORDER GRANTING
STIPULATION TO EXTEND THE
DEADLINE FOR PLAINTIFFS TO
RESPOND TO DEFENDANT'S
MOTION TO DISMISS
PLAINTIFFS' SECOND
AMENDED COMPLAINT (ECF
No. 61)**

(Second Extension)

Pursuant to Rule IA 6-1 of the Local Rules of Practice for the United States District Court, District of Nevada, Plaintiffs John Gurner, Michelle Gurner, Claire Gurner, and Cameron Gurner (collectively, the "Plaintiffs"), by and through their counsel of record, and Defendant American Family Mutual Insurance Company (the "Defendant") (collectively with Plaintiffs, the "Parties"), by and through its counsel of record, stipulate and agree to extend the deadline for Plaintiffs to respond to Defendant's Motion to Dismiss Plaintiffs' Second Amended Complaint, filed June 6, 2025 (ECF No. 61, "Defendant's Motion"), as follows:

1. Defendant's Motion was filed on June 6, 2025.
2. Pursuant to a prior stipulation, the current deadline for Plaintiffs to file a response to Defendant's Motion is July 7, 2025 (ECF No. 65).
3. In the time period following the filing of Defendant's Motion, Plaintiffs' counsel was preparing for a trial that was scheduled to begin on July 7, 2025, in the United States District Court, District of Colorado, case number 1:22-

1 cv-01012-CNS-JPO, entitled *JME Investments, LLC, et al. v. Westfield*
2 *Insurance Company*.¹

3 4. Separately, one of Plaintiffs' counsel, attorney Lawrence Moon, was out of
4 the country on vacation during the period June 14 through 27, 2025, and was
5 not able to participate in the preparation of the response to Defendant's
6 Motion until his return on June 30, 2025.

7 5. The Parties have agreed to provide Plaintiffs with an additional extension to
8 July 14, 2025, in which to file their Response.

9 6. The Parties have also agreed to move the deadline for Defendant to file a reply
10 in support of its Motion to July 23, 2025.

11 5. This is the Parties' second request for an extension for Plaintiffs' Response
12 to Defendant's Motion to Dismiss.

13 This extension is made in good faith in light of the present circumstances and the
14 issues presented in Defendant's Motion to Dismiss.

15 RESPECTFULLY SUBMITTED this 3rd day of July 2025.

16 POLI, MOON & ZANE, PLLC

17 By /s/ Michael N. Poli

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19 403 Hill Street
20 Reno, Nevada 89501
21 *Attorney for Plaintiffs*

22 MCCORMICK, BARSTOW, SHEPPARD,
23 WAYTE & CARRUTH LLP

24 By /s/ Jonathan W. Carlson

25 Jonathan W. Carlson
26 Pamela L. McGaha
27 Sean E. Cortney
28 8337 West Sunset Road, Suite 350
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Attorney for Defendant

¹ The *JME* case settled on or about June 23, 2025.

1 IT IS SO ORDERED.

2 
3 Honorable Miranda M. Du
4 United States Magistrate Judge

5 DATED: July 7, 2025
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CERTIFICATE OF SERVICE

I hereby certify that on this 3rd day of July 2025, I electronically transmitted the foregoing **STIPULATION TO EXTEND THE DEADLINE FOR PLAINTIFFS TO RESPONSE TO DEFENDANT'S MOTION TO DISMISS PLAINTIFFS' SECOND AMENDED COMPLAINT (Second Extension)** to the Clerk of the Court for the United States District Court, District of Nevada, using the CM/ECF system for filing and transmittal of a Notice of Electronic Filing to the following CM/ECF registrant and counsel of record:

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*Attorneys for Defendant American Family
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/s/ Emily Piontkowski
Emily Piontkowski
Paralegal to Michael N. Poli